

Housekeepers Requiring Help

EXTRA.

M'KANE MUST
GO TO PRISON.Justice Cullen Refuses the
Certificate of Reason-
able Doubt.

THE NEWS RECEIVED CALMLY.

Lawyer Roderick Says He Will
Apply To-Day to
Another Justice.

TEXT OF CULLEN'S DECISION.

He Says There Is No Difference
Between Accessories and
Principals in a Crime.Justice Cullen, of the Supreme Court,
Brooklyn, filed his decision this morning
in the appeal of John Y. McKane, the
convicted ex-convict, for a certificate
of reasonable doubt.Justice Cullen denied the application.
This vacates the stay of execution, and
McKane, pending an appeal to the Gen-
eral Term, must go to Sing Sing.Another course is open to the ex-convict.
He may procure another
stay pending appeal to the general Term.
Justice Cullen's decision makes eight
pages of typewritten matter.He sums up the matter in the last
paragraph, which is as follows:"I have briefly reviewed the principal
alleged errors on the trial of this case,
so far as they have been presented to
me. I can find no substantial or reason-
able doubt as to the legality and cor-
rectness of the conduct of the trial, and
must, therefore, deny the application for
a certificate of reasonable doubt and stay
vacated."McKane was not taken to court. The
news of Justice Cullen's adverse decision
was carried to him in Raymond Street
Jail by Detective Boyle, of Coney Island
and
Boyle hurried to the jail as soon as he
heard of the decision. McKane was
waiting for the news, but was calm and
evidently prepared for the worst.Detective Boyle went at once to Mc-
Kane's quarters."Well, Chief, it's bad news," was the
way Boyle announced the decision.McKane's mouth twitched a little, but
his voice was firm as he replied: "I
expected that."Lawyer Roderick was seen in the cor-
ridor of the Court-House shortly after-
wards."We are not idle, you may rest as-
sured of that. I am confident that we
will get some other Judge to grant the
certificate before nightfall."Mr. Roderick would not say which
Judge would be applied to. He hurried
off to prepare papers in the case.The contingent of Gravesenders in
court was as large as at any time dur-
ing the trial of the boss, but they were
disappointed, for the Coney Island Na-
poleon did not appear, and they did not
get a glimpse of their idol, as they had
evidently expected.The lawyers for the prosecution, Col.
A. E. Lamb and Jere Weinberg, were
in court, and looked greatly relieved and
gratified when they were told of the
Court's decision."There could not have been any other
decision," said Col. Lamb, "and I think
the people of Brooklyn have been amply
vindicated."Will McKane be taken to prison at
once? He was asked."It is not believed that he will be taken
up to-day. It is customary to give the
prisoner a day or two. Perhaps his
counsel may make some other effort
to secure a stay. In any case, however, I
do not think the infliction of the penalty
can be long delayed."Col. Lamb said he should move at
once for the trial of Justice Sutherland.Lawyer Backus and ex-Judge Troy,
who were also on hand, looked very
much relieved when they heard that
their client's case had been lost."I cannot say what steps we will take
now," said Mr. Backus to an "Evening
World" reporter. "Everything has been
brought to a standstill by this decision,
and we shall have to take counsel to
decide what course to pursue."Ex-Judge Troy seemed to be greatly
cast down, and would have nothing to
say about the decision.Kenneth F. Sutherland and Richard
V. B. Newton, the indicted Coney Island
Justice, did not arrive at the Court-
house until twenty minutes after the
decision of Justice Cullen was an-
nounced. The former said very little
when he heard that the Boss's applica-
tion had been denied, but Judge Newton
expressed great surprise, and imme-
diately started off for the Haywood
Street Jail to see his old friend and con-
sult with him in his misfortune.Sheriff Butting was seen at the jail
at 11:45. He said up to that time he had

SUTHERLAND'S TRIAL. FOUR PLEAD GUILTY.

He Is Charged with False Arrest
and Conspiracy.Defense Wants McKane as a Wit-
ness for His Henchman.Seven Jurors Secured to Try the
Coney Island Justice.Justice Cullen opened the February
term of the Brooklyn Oyer and Terminer
this morning, and the first case on his
calendar was that of Kenneth F. Suth-
erland, the Coney Island Justice of the
peace and henchman of John Y. McKane,
who is the first of the indicted Graves-
enders to follow the chief before the
bar of justice.There was a great crush in the court-
room.After the names of the new panel of
jurors had been called, and those who
had excused were let off by Justice Cul-
len, Col. Lamb came forward and for-
mally moved the trial of Sutherland.Lawyer Backus was on his feet in a
moment with an objection. He said the
defense wanted a day or two, that sev-
eral of the counsel were very busy with
Mr. McKane's affairs and they needed a
few days to prepare their case. Justice
Cullen asked, in some surprise, if they
had not already had a week to prepare
since the case had been set down for
trial, and although Mr. Backus admitted
this, he made a variety of excuses for
delay."I cannot listen to such excuses and
must overrule the objection and move
to proceed with the trial. We will go
ahead with it at once," said the Justice.The offense charged against Sutherland
in the indictment is a misdemeanor un-
der section 56 of the Penal Code, which
provides that "a public officer, or per-
son pretending to be such, who un-
lawfully and maliciously under pre-
text or color of official authority, arrest
another or detains him against his will,
or does any other act whereby another
person is injured in his person, property
or rights, commits oppression, and is
guilty of a misdemeanor."The grand jury found the bill against
Sutherland for ordering the illegal ar-
rest and detention of John Y. McKane,
in his judicial capacity, and if he is
found guilty he may be sentenced to a
year in the penitentiary and a fine of
not more than \$500, or both.The first witness examined by Law-
yer Backus was Charles E. Potter, a
salesman of the Brooklyn Furniture
Company, who lives at 328 St. Mark's
avenue. He was accepted and took seat
No. 1.In the present case each side is en-
titled to a preliminary challenge. The
defense used up its first one in chal-
lenging the next candidate for the jury-
box, which was Charles E. Potter, a
broker, of 307 Fifth street. Mr. Potter
said that he had no opinion regarding the
guilt or innocence of Justice Suth-
erland, although he had carefully read
the accounts of the McKane trial in the
newspapers, and had discussed the
Gravesend election affairs on many oc-
casions.Justice Sutherland, who had been his
fellow-judge on Coney Island, Richard
V. B. Newton, James F. Stryker,
Morris, the Tax Collector, who is also in-
dicted for conspiracy with Sutherland,
Charles Anderson and Scottie Williams,
who is charged with perjury, were also
seated among the Gravesend contingent.John A. Carshaw, an agent of the
petroleum business, who lives at 122
Columbia street, was also seated among
the contingent of Gravesenders in court
and he is in the paper business.The next witness called was Harry
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THIS STORM A TERROR

Result of One Conviction in an
Election Fraud Case.The Five Accused Were Illegally
Registered from the Tombs.Michael J. Cady Sentenced to Thirty
Days in Prison.The trying of election fraud cases was
continued to-day before Justice Barrett
and a jury in the Court of Oyer and
Terminer, and within a short time the
opening of the court Michael J. Cady
was found guilty of illegal registra-
tion. The speedy conviction had a
depressing effect on the room full of
politicians, and when the verdict was
announced the other accused men looked
particularly despondent.When court opened Assistant Dis-
trict Attorney Wellman read a list
of those indicted, sixty-two
in number. Thirty-two were forward, and
one, Frank J. Gallagher, was reported
sick in bed. William H. Cubie, who was
surrendered by his bondsman yesterday,
was locked up in the Tombs. The de-
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politicians, and when the verdict was
announced the other accused men looked
particularly despondent.When court opened Assistant Dis-
trict Attorney Wellman read a